



PATENT
32860-000108/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): Klaus INDEFREY et al. Conf.: 4019
Appl. No.: 09/647,170 Group: 2137
Filed: September 27, 2000 Examiner: Caldwell, Andrew T.
For: ERROR PROTECTED DATA TRANSFER SYSTEM AND
METHOD

REPLY TO NOTICE OF NON-COMPLIANCE

U.S. Patent and Trademark Office
220 20th Street S.
Customer Window – MAIL STOP AMENDMENT
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

November 5, 2004

Sir:

In reply to the Notice of Non-Compliance mailed October 6, 2004 (copy enclosed), Applicants attach hereto replacement pages 10 and 11 of the Amendment filed on June 1, 2004, as well as Replacement Sheets of the formal drawings.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

By 
Donald J. Daley, Reg. No. 34,313

DJD/bof
Attachments

P.O. Box 8910
Reston, VA 20195
(703) 668-8000

Response to Amendment filed June 1, 2004

The reply filed on June 1, 2004 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

The Applicant's reply to the objection to the drawings does comply with the requirements of 37 CFR 1.85. Drawing changes must be made by presenting *replacement figures* which (a) incorporate the desired changes, (b) comply with 37 CFR 1.84, and (c) are labeled in the top margin as "Replacement Sheet." An explanation of the changes must be presented either in the drawing amendments or remarks section of the reply and may be accompanied by a marked-up copy showing changes and labeled as an "Annotated Sheet." The Applicants failed to provide replacement sheets and only provided marked-up copies.

The remarks section of the reply on pages 10-11 repeatedly refers to cancelled claim 1 when the remarks appear to be directed to claim 8.

Conclusion

A shortened statutory period for response to this action is set to expire **one month (not less than 30 days)** from the mail date of this letter. Failure to respond within the period for response will result in **ABANDONMENT** of the application (see 35 U.S.C. 133, M.P.E.P. 710.02, 710.02(b)).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Caldwell, whose telephone number is (703) 306-3036. The examiner can normally be reached on M-F from 9:00 a.m. to 5:30 p.m. EST.

The fax numbers for Group 2100 are as follows:

Fax Responses: (703) 872-9306

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Any inquiry of a general nature or relating to the status of this application should
be directed to the Group receptionist at (703) 305-9600.

A handwritten signature in black ink, appearing to read "Andrew Caldwell". The signature is written in a cursive, flowing style.

Andrew Caldwell
703-306-3036
September 29, 2004